

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION

IN RE:) CHAPTER 11
) CASE NO. 98-40666-JDW
DAVID ROBERSON,)
)
DEBTOR)

ORDER

A motion has been filed in this case pursuant to
FRBP 2004 proposing an examination as follows:

MOVANT: SunTrust Bank as assignee & successor of
Trust Company Bank of Georgia, Bank of
Savannah, N.A.
ENTITY: David Roberson
PLACE: Offices of Weiner, Shearouse, Weitz,
Greenberg & Shawe
14 East State Street
Savannah, GA 31401
DATE: July 20, 1998
TIME: 9:30 a.m.

The rule provides that the Court may order the
examination of any entity. Such an order may be required if an
examination cannot be conducted by consent. This Order has
been entered ex parte in response to the Motion and is
therefore limited to the terms and conditions set out
hereafter.

Now, therefore, it is hereby

ORDERED that the entity named above shall submit to an
examination at the time, date and place specified above, to be
examined by the entity specified above, or its representative;
and it is hereby further

ORDERED that, in the event the entity named above is
required to appear for examination within ten (10) days of the
date of the entry of this order, that any such appearance
shall not be compelled by the terms of this Order but shall,
instead, be made, if at all, on a voluntary basis by such
entity; and it is hereby further

ORDERED that the examination shall not exceed the scope
as specified in FRBP 2004(b); and it is hereby further

ORDERED that the entity named above may file a written

objection to the Motion for Examination and this Order, whereupon, the provisions of this Order shall be immediately suspended until a hearing on the objection can be held; and it is hereby further

ORDERED that, in addition to any other objection allowed by law, an entity may file such an objection on the grounds that the Movant failed to reasonably consult with the entity to be examined as to a convenient time, day and place for the examination and that the above specified time, day and place is a substantial imposition on such entity; and it is hereby further

ORDERED that any objection filed pursuant to the provisions of this Order must be filed with the Clerk of the Bankruptcy Court and served on Movant within ten (10) days of the entry of this order; and it is hereby further

ORDERED that terms of this Order do not serve to compel the attendance of an entity, other than the Debtor in this case, or the production of documentary evidence, if such attendance or production may only be compelled by subpoena in the manner provided in FRBP 9016.

SO ORDERED, this 8th of July, 1998.

James D. Walker, Jr.
United States Bankruptcy Judge